

The Georgia State Board of Optometry met via Conference Call on **March 11, 2003** at 9:00 A.M. in the offices of the Secretary of State Professional Licensing Boards Division, Macon, Georgia for the purpose of conducting Board business.

**Board Members present were:**

- H. Kemp Jones, O.D., President
- Kay F. Royal, O.D.
- Robin McGhee, O.D.

**Others present were:**

- Anita O. Martin, Executive Director
- Lea F. Williams, Board Secretary
- Wylencia Monroe, Board Attorney

Dr. Jones established that a quorum was present and called the Hearing to order at 9:04 A.M.

A Public Hearing was held regarding the adoption of Chapter 430-10-.03, Approved Therapeutic Drugs.

As no written comments were received and as no one was present to make public comment, the Hearing was adjourned at 9:06 A.M.

Dr. Jones called the meeting to order at 9:06 A.M.

<b>OPEN SESSION:</b>
----------------------

**Adoption of Chapter 430-10-.03:** Dr. Royal made a motion to **adopt** Chapter 430-10-.03, Approved Therapeutic Drugs, as proposed. The motion was seconded by Dr. McGhee, with Dr. Jones in favor of the motion. (Attachment #1)

Dr. Royal further motioned that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-30-5, and 43-30-1(2)(B) &(C), nor that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-30-5, 43-30-1(2)(B) & (C) to adopt or implement differing actions for business as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C), & (D), and that the formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominate in the field of optometry. The motion was seconded by Dr. McGhee, with Dr. Jones in favor of the motion.

Dr. McGhee made a motion to move into **EXECUTIVE SESSION** in accordance with O.C.G.A. § 43-1-2(k) to deliberate on applications. Voting in favor of the motion were those members present who included Drs. Jones, and Royal.

<b>EXECUTIVE SESSION:</b>
---------------------------

The Board reviewed the application for licensure submitted by **M.S.B.**

The Board returned to **OPEN SESSION** to vote on the matters discussed in Executive Session.

<b>OPEN SESSION:</b>
----------------------

**Application for licensure submitted by M.S.B.:** Dr. Royal made a motion to **approve** the application. The motion was seconded by Dr. McGhee and approved by the Board.

**E-mail submitted by Jeffery Cleland, O.D.:** Dr. Royal made a motion to **waive** the portion of the Board's CE Rule that requires the one-hour of Jurisprudence for Dr. Cleland and allow him to submit a notarized statement of the renewal questions and the renewal fee. Upon receipt, the administrative staff will process his renewal during the 2003 renewal period. The motion was seconded by Dr. McGhee and approved by the Board.

**E-mail submitted by Valerie Schaub.:** Dr. McGhee made a motion to **send** Ms. Schaub a letter advising that the Board is precluded from offering legal opinions or interpretations of the laws or rules. The motion was seconded by Dr. Royal and approved by the Board.

**Letter from Frances C. Seville: Van Paul Cuthbertson, O.D.:** Dr. McGhee made a motion to **reinstate** Dr. Cuthbertson's license under a Public "Standard Impairment Consent Order". The motion was seconded by Dr. Royal and approved by the Board.

<b>OTHER BUSINESS:</b>
------------------------

**E-mail submitted by Susan Primo, O.D.:** Dr. Royal made a motion to **advise** Dr. Primo that the Board is precluded from rendering legal opinions or interpretations of the laws or rules. The motion was seconded by Dr. McGhee and approved by the Board.

**Request of The Society of Professional Optometrists:** Dr. McGhee made a motion to **approve** Dr. Cuthbertson to speak at their **2003 Seminar in Optometry**, on GA Jurisprudence. The motion was seconded by Dr. Royal and approved by the Board.

**Advice from the Attorney General's Office: Wylencia Monroe:** Ms. Monroe presented the advice requested by the Board regarding mandatory reporting responsibilities. Dr. Royal made a motion to **send** a copy of the memo from the Attorney General's office to Dr. Mike Magliocco. The motion was seconded by Dr. McGhee and approved by the Board.

There being no further business to come before the Board, the Conference Call adjourned at 9:30 A.M. on March 11, 2003.